

**DEPARTMENT OF THE TREASURY
FEDERAL LAW ENFORCEMENT TRAINING CENTER
GLYNCO, GEORGIA 31524**

FLETC DIRECTIVE (FD)

NUMBER: 67-35.B

Subject:

DATE: 09-09-83

Sunset Review:

CONFLICT OF INTEREST IN THE PURCHASE
OF PERSONAL SERVICE OR PROPERTY

1. PURPOSE. This directive provides guidance and establishes requirements for Center employees who, in the course of their official duties, are in a position to influence Center procurement from a vendor and who are considering a personal purchase of goods or services from that same vendor.

2. SCOPE. This directive applies to all employees of the Center who are involved in any way, directly or indirectly, with the vendor selection or procurement process at the Center.

3. CANCELLATION. FLETC Directive No. 67-35.B, Conflict of Interest in the Purchase of Personal Services or Property, date October 16, 1978.

4. REFERENCE. Treasury Regulation 31 CFR 0.735-30 which provides that:
"An employee shall avoid any action whether or not specifically prohibited by this part, which might result in or create the appearance of :

- (a) Using public office for private gain;
- (b) Giving preferential treatment to any person;
- (c) Impeding Government efficiency or economy;
- (d) Losing complete independence or impartiality;
- (e) Making a Government decision outside official channels; or
- (f) Affecting adversely the confidence of the public in the

integrity of the Government.

5. BACKGROUND. Many employees at the Center are in a position as part of their normal duties to significantly affect the choice of certain goods and services as well as the vendor who will supply them. Those employees include the personnel who decide what goods and services are needed as well as those employees who participate in the procurement action in a decision making capacity. In some cases, these employees may wish to make a personal purchase from the same vendor they are involved with in their official capacity. This raises the question of whether such a purchase creates an actual conflict of interest or the appearance of a conflict of interest because the vendor may be inclined to give special treatment to the employee.

6. RESPONSIBILITIES.

(a) A Center employee who as involved in the procurement process with a vendor, as described in paragraph 5 above, may not make a personal purchase from that same vendor if a reasonable person would assume that a typical purchase would be required to pay a greater amount of money for the same goods or services.

(b) In the event that questions arise concerning the proper action to take under paragraph (a) above, the employee shall request and receive the opinion of Legal Counsel.

7. OFFICE OF PRIMARY INTEREST. Management Staff, Office of Resource Management.

Charles F. Rinkevich
Director